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Attorneys for Petitioner Actors Equity Association

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ACTORS EQUITY ASSOCIATION,

Petitioner,

08 Civ. 02843 (LAK)

-against-

**NOTICE OF MOTION
FOR SUMMARY JUDGMENT**

MATTHEW LOMBARDO, Individually,
And on Behalf of THE LOMBARDO
ORGANIZATION d/b/a TEA AT FIVE,

Respondent.

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PLEASE TAKE NOTICE that, upon the Petition to Confirm Arbitration Award, dated March 12, 2008, and the exhibits annexed thereto; the accompanying memorandum of law; Petitioner's Rule 56.1 Statement of Undisputed Facts; and all the pleadings and proceedings had herein, the Petitioner Actors Equity Association will move this Court before the Honorable Lewis A. Kaplan, U.S.D.J., in the United States District Court for the Southern District of New York, United States Courthouse, 500 Pearl Street, New York 10007 on a date to be determined by the Court, for an Order pursuant to Rule 56 of the Federal Rules of Civil Procedure, and Local Civil Rule 56.1, granting Petitioner's motion for summary judgment; confirming the arbitration award; and awarding any and all further relief as the Court may deem just and proper.

Dated: New York, New York
June 9, 2008

SPIVAK LIPTON LLP

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